THEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP NON-FEE AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW

DATE: Uctober 10,2003

**PATENT** MAIL-STOP NON-FEE AMENDMENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:

Patent Application of

Darwin J. Prockop et al.

Appln. No.:

To Be Assigned

June 27, 2003

For:

Filed:

ISOLATED STROMAL CELLS FOR USE:

IN THE TREATMENT OF DISEASES OF:

THE CENTRAL NERVOUS SYSTEM

: Group Art Unit: To Be Assigned

Examiner: To Be Assigned

Attorney Docket No. 053844-5002-01

This Second Preliminary Amendment is being timely filed. Preliminary, this Amendment responds to the Office Action dated August 16, 2002 (Paper No. 33) in parent application, U.S. Application No. 09/028,395, now allowed.

SECOND PRELIMINARY AMENDMENT

This Preliminary Amendment particularly addresses the issues raised by the Examiner in U.S. Application No. 09/028,395, in the Office Action dated August 16, 2002 (Paper No. 33), with respect to claims 1-18. Kindly amend the present application as follows.